

RESOLUTION NO. 22-249

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CARSON, CALIFORNIA, CONSENTING TO THE
ASSIGNMENT OF THE CHEMOIL TERMINALS
CORPORATION NONPUBLIC UTILITY PIPELINE
FRANCHISE TO OLYMPUS TERMINALS LLC**

WHEREAS, on December 21, 2004, the City Council of the City of Carson (“City Council”) adopted Ordinance No. 04-1323 granting to Chemoil Refining Corporation, a twenty-five year franchise (“Franchise”) to construct, lay, operate, maintain, use, renew, repair, replace, remove, change the size and number of, and remove or abandon in place a system of pipelines and appurtenances for the purpose of conducting, transporting, conveying and carrying gas, oil, petroleum, water and other substances on, along, in, under and across designated public streets, ways, alley and places within the City of Carson; and

WHEREAS, pursuant to Carson Municipal Code Section 6818, no owner of a pipeline franchise shall assign such franchise except with the consent of the City Council. The City Council may approve an assignment upon the filing of duly executed instruments of assignment and a written request for the consent of the City Council to such assignment; and

WHEREAS, on April 5, 2005, the City Council approved Resolution 05-037 wherein City consented to assignment of the Franchise from Signal Hill Holding Corporation, formerly Chemoil Refining Corporation, to Chemoil Terminals Corporation (“Current Franchisee”); and

WHEREAS, Chemoil Terminals LLC, a limited liability company, was formed February 28, 2019 and is managed by Current Franchisee as the sole member; and

WHEREAS, Chemoil Terminals LLC, underwent a name change to Olympus Terminals LLC, a Delaware limited liability company authorized to conduct business in California, as of December 17, 2021; and

WHEREAS, Current Franchisee has filed with the City an application requesting approval of the assignment of the Franchise from Chemoil Terminals Corporation to Olympus Terminals LLC, along with an Assignment and Assumption Agreement which is a duly executed instrument of assignment purporting to assign the Franchise from Current Franchisee to Olympus Terminals LLC; and

WHEREAS, the City Council has considered the application and has determined that the assignment of the Franchise to Olympus Terminals LLC is in the public interest.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The recitals above are true and correct and are incorporated herein by this reference.

SECTION 2. Pursuant to Carson Municipal Code Section 6818, the City Council hereby consents to the assignment of the Franchise from Chemoil Terminals Corporation to Olympus Terminals LLC. Except for the approval of the assignment to Olympus Terminals LLC, all existing provisions of the Franchise shall continue in full force and effect.

SECTION 3. The City Council declares that, should any provision, section, paragraph, sentence or word of this Resolution be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Resolution as hereby adopted shall remain in full force and effect.

SECTION 4. The City Clerk shall certify to the adoption of this Resolution and enter it into the book of original Resolutions.

SECTION 5. This Resolution shall take effect immediately upon its adoption.

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PASSED, APPROVED, and ADOPTED this 6th day of December, 2022.

Lula Davis-Holmes, Mayor

ATTEST:

Dr. Khaleah R. Bradshaw, City Clerk

APPROVED AS TO FORM:

Sunny K. Soltani, City Attorney

